

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

STATE OF NEW YORK, *et al.*,

Plaintiffs

v.

MICROSOFT CORPORATION,

Defendant.

Civil Action No. 98-1233 (CKK)

ORDER

The Court has reviewed the briefing related to the Commonwealth of Massachusetts's ("Plaintiff") Motion for Attorneys Fees and observed that Plaintiff makes only a passing reference to its claim that it is entitled to attorneys fees under Massachusetts law, *see* Statement of Points and Authorities in Support of Mot. for Attorneys Fees and Expenses at 11-12. Defendant Microsoft notes the brevity of this briefing and concludes in its Opposition brief that Plaintiff relies solely on federal law for its arguments. Def. Opp'n at 42-43. In its Reply, Plaintiff elaborates on the state law basis for its request for fees and costs. Pl. Reply at 19-23. Therefore, it is this 3rd day of July, 2003, hereby

ORDERED that if Defendant Microsoft intends to address the issue of Plaintiff Commonwealth of Massachusetts's claims for attorneys fees and costs under Massachusetts state law, it must do so no later than July 16, 2003. If Defendant does not file additional briefing on

this matter, the Court will rely on the record provided.

SO ORDERED.

/s/
COLLEEN KOLLAR-KOTELLY
United States District Judge